

105TH CONGRESS  
1ST SESSION

# H. R. 289

To amend the Food, Drug, and Cosmetic Act and the egg, meat, and poultry inspection laws to ensure that consumers receive notification regarding food products produced from crops, livestock, or poultry raised on land on which sewage sludge was applied.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. SERRANO introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Food, Drug, and Cosmetic Act and the egg, meat, and poultry inspection laws to ensure that consumers receive notification regarding food products produced from crops, livestock, or poultry raised on land on which sewage sludge was applied.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NOTIFICATION TO CONSUMERS OF FOOD**  
2 **PRODUCTS PRODUCED ON LAND ON WHICH**  
3 **SEWAGE SLUDGE HAS BEEN APPLIED.**

4 (a) ADULTERATED FOOD UNDER FEDERAL FOOD,  
5 DRUG, AND COSMETIC ACT.—Section 402 of the Federal  
6 Food, Drug, and Cosmetic Act (21 U.S.C. 342) is amend-  
7 ed by adding at the end the following new paragraph:

8 “(h)(1) If it is a food (intended for human consump-  
9 tion and offered for sale) that was produced, or contains  
10 any ingredient that was produced, on land on which sew-  
11 age sludge was applied, unless—

12 “(A) the application of sewage sludge to the  
13 land terminated more than one year before the date  
14 on which the production of the food or ingredient on  
15 the land commenced;

16 “(B) the food bears a label that clearly indi-  
17 cates that the food, or an ingredient of the food, was  
18 produced on land on which sewage sludge was ap-  
19 plied; or

20 “(C) in the case of a raw agricultural commod-  
21 ity or other food generally offered for sale without  
22 labeling, a sign is posted within close proximity of  
23 the food to notify consumers that the food, or an in-  
24 gredient of the food, was produced on land on which  
25 sewage sludge was applied.”.

1 (b) ADULTERATED FOOD UNDER EGG PRODUCTS  
2 INSPECTION ACT.—Section 4(a) of the Egg Products In-  
3 spection Act (21 U.S.C. 1033(a)) is amended—

4 (1) by striking “or” at the end of paragraph  
5 (7);

6 (2) by striking the period at the end of para-  
7 graph (8) and inserting “; or”; and

8 (3) by adding at the end the following new  
9 paragraph:

10 “(9) if it is derived from poultry that are  
11 raised, or that consume animal feed produced, on  
12 land on which sewage sludge was applied, unless—

13 “(A) the application of sewage sludge to  
14 the land terminated more than one year before  
15 the date on which the poultry began to be  
16 raised on the land or the date on which the pro-  
17 duction of the animal feed on the land com-  
18 menced; or

19 “(B) the container bears a label that clear-  
20 ly indicates that the egg or egg product was de-  
21 rived from poultry that are raised, or that  
22 consume animal feed produced, on land on  
23 which sewage sludge was applied.”.

1       (c) ADULTERATED FOOD UNDER FEDERAL MEAT  
2 INSPECTION ACT.—Section 1(m) of the Federal Meat In-  
3 spection Act (21 U.S.C. 601(m)) is amended—

4           (1) by striking “or” at the end of paragraph  
5       (8);

6           (2) by striking the period at the end of para-  
7       graph (9) and inserting “; or”; and

8           (3) by adding at the end the following new  
9       paragraph:

10           “(10) if it is derived from livestock that grazed,  
11       or consumed animal feed produced, on land on which  
12       sewage sludge was applied, unless—

13           “(A) the application of sewage sludge to  
14       the land terminated more than one year before  
15       the date on which the livestock began grazing  
16       on the land or the date on which the production  
17       of the animal feed on the land commenced;

18           “(B) the carcass, part thereof, meat or  
19       meat food product bears a label that clearly in-  
20       dicates that the livestock grazed, or consumed  
21       animal feed produced, on land on which sewage  
22       sludge was applied; or

23           “(C) in the case of a carcass, part thereof,  
24       meat or meat food product generally offered for  
25       sale without labeling, a sign is posted within

1 close proximity of the item to notify consumers  
2 that the livestock grazed, or consumed animal  
3 feed produced, on land on which sewage sludge  
4 was applied.”.

5 (d) ADULTERATED FOOD UNDER POULTRY PROD-  
6 UCTS INSPECTION ACT.—Section 4(g) of the Egg Prod-  
7 ucts Inspection Act (21 U.S.C. 453(g)) is amended—

8 (1) by striking “or” at the end of paragraph  
9 (7);

10 (2) by striking the period at the end of para-  
11 graph (8) and inserting “; or”; and

12 (3) by adding at the end the following new  
13 paragraph:

14 “(9) if it is derived from poultry that was  
15 raised, or that consumed animal feed produced, on  
16 land on which sewage sludge was applied, unless—

17 “(A) the application of sewage sludge to  
18 the land terminated more than one year before  
19 the date on which the poultry began to be  
20 raised on the land or the date on which the pro-  
21 duction of the animal feed on the land com-  
22 menced;

23 “(B) the poultry product bears a label that  
24 clearly indicates that the poultry was raised, or

1 consumed animal feed produced, on land on  
2 which sewage sludge was applied; or

3 “(C) in the case of a poultry product gen-  
4 erally offered for sale without labeling, a sign is  
5 posted within close proximity of the item to no-  
6 tify consumers that the poultry was raised, or  
7 consumed animal feed produced, on land on  
8 which sewage sludge was applied.”.

9 (e) EFFECTIVE DATE.—The amendments made by  
10 this section shall take effect one year after the date of  
11 the enactment of this Act.

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